IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 31st day of August, 2005

Bail application No. 769 of 2005

Order on the Bail Application of accused

CRIMINAL SIDE

1. Om Pal S/o Lal Singh
2. Jai Prakesh S/o Jageera
3. Ratan S/o Balbeer

All R/o – Village Gangdaas Pur,
Police Station – Laksar
District - Haridwar ….. Applicants

Versus

State of Uttaranchal ……Opposite Party

Arising out of case crime No. 85 of 2005
U/S 307 I.P.C.
Police Station – Laksar
District – Haridwar

Hon'ble J.C.S. Rawat, J.

Heard Sri Sanjeev Singh, Shri Vivek Shukla, learned counsel for the applications, learned A.G.A. for the State and perused the record.

It was contended that the knife was shown in the hand of Vilendra in the F.I.R. The applicants had Saria and Danda on their hands and it was contended that the injuries found on the person of the injured was incised wound and that was not fatal to the life. It was grievous in nature. It was further contended that the role of the applicants that had only been assigned to them is that they caused injuries by lathi and danda. There is no injuries on the person of the injured which has been caused by the blunt object.

Considering the facts and totality of the circumstance of the case, it is a fit case for bail at this stage.

Let the applicants, Om Pal, Jai Prakesh and Ratan be released on bail on executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(J.C.S. Rawat, J.)

August 31, 2005
Shiv